

LISA E. AGUIAR -- BAR NO. 139897
JONATHAN D. HICKS -- BAR NO. 236981
HOGE, FENTON, JONES & APPEL, INC.
Sixty South Market Street, Suite 1400
San Jose, California 95113-2396
Phone: (408) 287-9501
Fax: (408) 287-2583

Attorneys for Defendants
SAKHAWAT KHAN AND ROOMY
KHAN

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

VILMA SERRALTA,

Plaintiff,

vs.

SAKHAWAT KHAN; ROOMY KHAN;
and DOES ONE through TEN,
inclusive,

Defendants.

No. C0801427 CW

**DECLARATION OF JONATHAN D. HICKS
SUPPORTING HOGE FENTON'S MOTION
FOR ORDER FOR WITHDRAWAL AND
ORDER FOR WITHDRAWAL**

[CIV. L.R. 7-11 AND 11-5]

I, Jonathan D. Hicks, declare:

1. I am an attorney at law duly licensed to practice before all the courts of the State of California and am a member of the law firm of Hoge, Fenton, Jones & Appel, Inc., ("Hoge Fenton") attorneys of record for defendants SAKHAWAT KHAN and ROOMY KHAN ("Defendants").

2. As one of the attorney's knowledgeable about this case, I can attest that the attorney-client relationship with defendants has deteriorated such that Hoge Fenton can no longer represent either defendant.

3. I can also attest that a personal conflict has arisen making it unreasonably difficult for Hoge Fenton to represent Defendants.

1 4. We are not filing this motion for administrative relief in an attempt to delay the
2 litigation or for any other improper purpose.

3 5. Should this court desire additional information regarding the good faith
4 reasons supporting Hoge Fenton's Motion to Withdraw, we request this court set an *in*
5 *camera* hearing to preserve Defendants' right to keep attorney-client communications
6 confidential, while allowing Hoge Fenton an opportunity to explain its good faith reasons.

7 I declare under penalty of perjury under the laws of the State of California that the
8 above facts are true and correct. This declaration was executed on the 29th day of April,
9 2009 at San Jose, California

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Jonathan D. Hicks